

**PROOF**

---

---

**STATE OF IOWA**

**House Journal**

**MONDAY, FEBRUARY 7, 2005**

---

Printed daily by the State of Iowa during the sessions of the General Assembly.  
An official corrected copy is available for reference in the office of the Chief Clerk.  
(The official bound copy will be available after a reasonable time upon adjournment.)

---

---

## JOURNAL OF THE HOUSE

Twenty-ninth Calendar Day - Nineteenth Session Day

Hall of the House of Representatives  
Des Moines, Iowa, Monday, February 7, 2005

The House met pursuant to adjournment at 1:06 p.m., Speaker Rants in the chair.

Prayer was offered by Reverend Paul Thompson, pastor of the First and Vernon Lutheran Church, Dows. He was the guest of Representative Eichhorn from Hamilton County.

### PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Speaker Rants.

The Journal of Friday, February 4, 2005 was approved.

### LEAVE OF ABSENCE

Leave of absence was granted as follows:

Granzow of Hardin on request of Gipp of Winneshiek; Raecker of Polk and Struyk of Pottawattamie, until their arrival, on request of Gipp of Winneshiek.

### INTRODUCTION OF BILLS

[House File 217](#), by Heaton, a bill for an act relating to services and providers included under the volunteer health care provider program.

Read first time and referred to committee on **human resources**.

[House File 218](#), by Wise, a bill for an act relating to the reimbursement amount paid by distributors to dealers or persons operating redemption centers who redeem empty beverage containers.

Read first time and referred to committee on **environmental protection**.

[House File 219](#), by Mascher, a bill for an act providing individual and corporate income tax credits to businesses that provide apprenticeships and internships for students at community colleges or state board of regents institutions and for subsequent employment, and including effective and retroactive applicability date provisions.

Read first time and referred to committee on **ways and means**.

[House File 220](#), by Mascher, a bill for an act providing for the definition of the term "possession" for purposes of the criminal law.

Read first time and referred to committee on **public safety**.

[House File 221](#), by Mascher, a bill for an act providing for a feasibility study on creating a statewide public employee health insurance system.

Read first time and referred to committee on **state government**.

#### PRESENTATION OF VISITORS

The Speaker announced that the following visitors were present in the House chamber:

Fourteen FCCLA student members, Gilbert, Iowa, accompanied by Karlene Wonderlich, By Heddens of Story.

#### COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk:

##### DEPARTMENT OF ECONOMIC DEVELOPMENT

Report on activities of the community college job retention program, pursuant to Chapter 260F.9(1), Code of Iowa.

##### DEPARTMENT OF HUMAN RIGHTS Iowa Commission on the Status of Women

Annual report of accomplishments in women's rights, pursuant to Chapter 216A.60, Code of Iowa.

Report of long-range goals for Iowa's criminal and juvenile justice system, pursuant to Chapter 216A.135, Code of Iowa.

DEPARTMENT OF JUSTICE  
Iowa Judicial Branch

Report concerning the Enhanced Court Collections Fund and the Court Technology Fund, pursuant to Chapter 176(8), Code of Iowa.

DEPARTMENT OF PUBLIC HEALTH  
State Advisory Committee

Report on Viral Hepatitis, pursuant to [House Resolution 145](#), 2004 Session.

Report regarding Access to Obstetrical Care, pursuant to Chapter 135.11(18), Code of Iowa.

2004 Report from the Child Death Review Team, pursuant to Chapter 135.43, Code of Iowa.

Report of Substance Abuse Treatment Programs Success Rates, pursuant to Chapter 1176, 2004 Iowa Acts.

Report on Nursing, Medical, Dental and Pharmacy Boards sharing of administrative staff, pursuant to Chapter 1175, 2004 Iowa Acts.

IOWA HIGHER EDUCATION LOAN AUTHORITY

2004 Annual Report, pursuant to Chapter 261A.21, Code of Iowa.

CERTIFICATES OF RECOGNITION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that certificates of recognition have been issued as follows.

MARGARET A. THOMSON  
Chief Clerk of the House

2005\307	Willis and Phyllis Hanson, Sioux City – For celebrating their 50 <sup>th</sup> wedding anniversary.
2005\308	Georgianna Ohlendorf, Waterloo – For celebrating her 80 <sup>th</sup> birthday.
2005\309	Florence Ramsell, Waterloo – For celebrating her 85 <sup>th</sup> birthday.
2005\310	Jeanne Uecker, Waterloo – For celebrating her 80 <sup>th</sup> birthday.
2005\311	Cliff and Dorothy Dunnwald, Waterloo – For celebrating their 60 <sup>th</sup> wedding anniversary.

- 2005\312 Mary and Roger Sewell, Waterloo – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2005\313 Zachary Campbell, Waterloo – For attaining the rank of Eagle Scout, the highest rank in the Boy Scouts of America.
- 2005\314 Dorothy Harling, Davenport – For celebrating her 95<sup>th</sup> birthday.
- 2005\315 Robert Puhl, LeMars – For celebrating his 85 birthday.
- 2005\316 Della Mae and John Kreykes, Hospers – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2005\317 Virginia Callahan, Chariton – For celebrating her 80<sup>th</sup> birthday.
- 2005\318 Max Jones, Chariton – For celebrating his 80<sup>th</sup> birthday.
- 2005\319 Ted and June Van Den Berg, Sioux Center – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2005\320 Jay and Jennie Bonnema, Inwood – For celebrating their 60<sup>th</sup> wedding anniversary.
- 2005\321 Marguerite Eblen, Greenfield – For celebrating her 80<sup>th</sup> birthday.
- 2005\322 Floyd and Rita Faust, Stuart – For celebrating their 50<sup>th</sup> wedding anniversary.

#### SUBCOMMITTEE ASSIGNMENT

##### [House File 199](#)

Natural Resources: J.R. Van Fossen, Chair; R. Olson and Rasmussen.

#### HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

##### [House Study Bill 129](#)

Commerce, Regulation and Labor: Dix, Chair; Jacoby and Jenkins.

##### [House Study Bill 130](#)

Commerce, Regulation and Labor: Struyk, Chair; Freeman and Wise.

##### [House Study Bill 131](#)

Commerce, Regulation and Labor: Hoffman, Chair; T. Taylor and Wilderdyke.

##### [House Study Bill 132](#)

Commerce, Regulation and Labor: Sands, Chair; Quirk and Tomenga.

**House Study Bill 133**

Commerce, Regulation and Labor: Freeman, Chair; Horbach and T. Taylor.

**House Study Bill 134**

Commerce, Regulation and Labor: Struyk, Chair; Freeman and T. Taylor.

**House Study Bill 135**

State Government: Tomenga, Chair; Boal and Quirk.

**House Study Bill 136**

State Government: Raecker, Chair; Lensing and Roberts.

**HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**

**H.S.B. 138 Judiciary**

Relating to the criminal offense of theft of leased or rented personal property and making penalties applicable.

**H.S.B. 139 Economic Growth**

Relating to state individual income tax exemptions for residents of border cities, replacement local option sales and services and property tax, and including an effective date.

**H.S.B. 140 Judiciary**

Relating to the timing of a mental competency hearing for a person accused of a criminal offense.

**H.S.B. 141 Judiciary**

Relating to a criminal defendant seeking postconviction relief.

**H.S.B. 142 State Government**

Relating to the sale of certain real property by the department of administrative services.

**H.S.B. 143 State Government**

Providing for employer and employee contributions to the Iowa public employees' retirement system.

**H.S.B. 144 State Government**

Providing for the confidentiality of information concerning security procedures or emergency preparedness information developed and maintained by a government body.

**H.S.B. 145 Public Safety**

Relating to the department of public safety by updating references, changing the names of divisions in the department, and changing practices and procedures.

**H.S.B. 146 Public Safety**

Providing for release of confidential information relating to persons committed to the custody of the department of corrections, or placed with a judicial district department of correctional services.

**COMMITTEE RECOMMENDATIONS**

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON  
Chief Clerk of the House

**COMMITTEE ON JUDICIARY**

**Committee Bill** (Formerly House Study 72), relating to the payment of restitution by a person convicted of a criminal offense.

Fiscal Note is not required.

Recommended **Do Pass** February 3, 2005.

**Committee Bill** (Formerly [House Study Bill 118](#)), relating to statutory corrections which may adjust language to reflect current practices, insert earlier omissions, delete redundancies and inaccuracies, delete temporary language, resolve inconsistencies and conflicts, update ongoing provisions, or remove ambiguities, and including effective and retroactive applicability date provisions.

Fiscal Note is not required.

Recommended **Do Pass** February 3, 2005.

## COMMITTEE ON WAYS AND MEANS

[House File 123](#), a bill for an act relating to the criminal penalty surcharge and creating a criminalistics laboratory fund.

Fiscal Note is not required.

Recommended **Do Pass** February 2, 2005.

## RESOLUTIONS FILED

[HR 9](#), by Tymeson and Heddens, a resolution to recognize the Ames, Iowa, chapter of Beta Sigma Phi Sorority and Iowa artist David Rottinghaus for their work honoring Iowa's heroes in the war on terrorism.

Laid over under **Rule 25**.

[SCR 3](#), by the committee on administration and rules, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the eighty-first general assembly.

Referred to the committee on **administration and rules**.

On motion by Gipp of Winneshiek the House adjourned at 1:13 p.m., until 8:45 a.m., Tuesday, February 8, 2005.